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OFFICE OF PETITIONS

In re Application of :
Stephan P. Capps : DECISION ON PETITION TO
Application Number: 09/681183 : WITHDRAW HOLDING OF
Filing Date: 02/13/2001 : ABANDONMENT
Attorney Docket Number: MCS- :
058-00(158445.01) : :

This is a decision on the petition filed on November 19, 2007, to withdraw the holding of abandonment in the above-identified application.

The petition is **GRANTED**.

A review of the record reveals that on April 5, 2007, a final Office action was mailed, setting a three (3) month shortened statutory period for reply.

On June 5, 2007, an amendment after final rejection was filed.

On June 18, 2007, an Advisory Action was mailed.

Upon review, the Advisory Action states that "The last office action [is] vacated and a new office action will be forth coming."

In view thereof, it has been determined that there was no abandonment in fact.

The holding of abandonment is **withdrawn**, and the Notice of Abandonment is **vacated**.

The application is being referred to Technology Center Art Unit 2162 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571)272-3231.

D Wood

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